

RCE
PTO/SB/36
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U.S. Department of Commerce
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PATENT

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APR 27 2005

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
Filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

<i>Patent & Trademark Office</i>	Application Number	09/929,174
	Filing Date	August 13, 2001
	First Named Inventor	Brian MINEAR
	Group Art Unit	2682
	Examiner Name	Raymond B. Persino
	Attorney Docket Number	010239

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which estimated RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. Previously submitted

- i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
- ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. Other

b. Enclosed

i. <input checked="" type="checkbox"/> Amendment/Reply (19 pages)	04/28/2005 SHASSEN1 00000013 170026 09929174
ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)	01 FC:1801 790.00 DA
iii. <input type="checkbox"/> Information Disclosure Statement (IDS)	02 FC:1252 450.00 DA
iv. <input checked="" type="checkbox"/> Other Return Postcard	03 FC:1201 600.00 DA

2. Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (*Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required*)

b. Other

3. Fees *The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 which the RCE is filed.*

a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 17-0026. A duplicate sheet is enclosed for fee processing.

- i. RCE fee required under 37 C.F.R. § 1.17(e) \$790.00
- ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.117) months \$
- iii. Other \$450.00 for 9 extra claims; \$600.00 for 3 extra independent claims – total \$1050.00.

b. Check in the amount of \$ enclosed

c. Payment by credit card (*Form PTO-2038 enclosed*)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Date April 25, 2005

Signature

Robert J. O'Connell

Robert J. O'Connell, Reg. No. 44,265
(858) 651-4361

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print Type) Tami M. Procopio

Signature

Tami M. Procopio

Date April 25, 2005

Send all correspondence to Customer No. 023696 at the following address:

QUALCOMM Incorporated
Attn: Patent Department
5775 Morehouse Drive
San Diego, California 92121-1714
Telephone: (858) 658-5787
Facsimile: (858) 658-2502



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

Brian MINEAR, et al.

Serial No. 09/929,174

Filed: August 13, 2001

) For: **SYSTEM AND METHOD FOR
LICENSING APPLICATIONS ON
WIRELESS DEVICES OVER A
WIRELESS NETWORK**
)
) Examiner: **Raymond B. Persino**
)
) Group No. **2682**

RCE AND AMENDMENT

Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action dated January 25, 2005, please accept this RCE and amend the above-identified application as follows:

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

Deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Depositor's Name: Tami M. Procopio
(type or print name)

Date: April 25, 2005**FACSIMILE**

Transmitted by facsimile to the Patent and Trademark Office.

Depositor's Name:

(type or print name)
 Signature: Tami M. Procopio